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APPLICATION NO.	F	ILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/827,666 04/06/2001		04/06/2001	Timothy J. Neuberger	365279-001	6738	
23565	7590	11/17/2005			EXAMINER	
KLAUBER & JACKSON				KWON, BRIAN YONG S		
411 HACKENSACK AVENUE HACKENSACK, NJ 07601				ART UNIT	PAPER NUMBER	
				1614		

DATE MAILED: 11/17/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Application No. Application No. Devezy, 686 REGRER ET AL Examiner Art Unit Brian S. Kwon THE REPLY FILED 17 October 2005 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. 1. The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file on or of the following replies: (1) an amendment, affidiarly, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 141.31; or of the revidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 141.31; or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 141.31; or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 141.31; or other evidence, which places the second of reply epires or; (1) the mailing date of the final rejection. 1. The prior of reply epires or; (1) the mailing date of the final rejection. 1. The prior of reply epires or; (1) the mailing date of the final rejection. 1. Examiner Note: It has to a checked. A prior the second of the prior of the prior of the final rejection, whichever is later. In no evert, however, with the sclaric special epith of the part of the prior of t								
## Before the Filing of an Appeal Brief Examiner Brian S. Kwon Brian S. Kwon Brian S. Kwon	- ″ →	Application No.	Applicant(s)					
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b)	1. The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:							
been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17a (s) calculated from. (i) the expiration date of the shortened stautory period for reply originally set in the final Office action; or (2) as set forth in (o) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any searned patent term adjustment. See 37 CFR 1.704(b). NOTICE OF APPEAL 2	b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).							
of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a). AMENDMENTS 3. The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because (a) They raise new issues that would require further consideration and/or search (see NOTE below); (b) They raise the issue of new matter (see NOTE below); (c) They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) They present additional claims without canceling a corresponding number of finally rejected claims. NOTE: See Continuation Sheet. (See 37 CFR 1.116 and 41.33(a)). 4. The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324). 5. Applicant's reply has overcome the following rejection(s):	been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b). NOTICE OF APPEAL							
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•	13. Other:		CHRISTOPHER S. P. LOW					

Continuation of 3. NOTE: The proposed amendment limiting the scope of the invention to "in vitro" in claims 8-12, 19-28 and 67-72 and "nervous system tissue" or "central nervous system (CNS) tissue" in claims 10-11 would require further consideration and/or search.